

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)
Patricia L. Smaldone et al.) Group Art Unit: TBA
Serial No. TBA) Examiner: TBA
Filed: February 28, 2004) Docket No. 005127.00282
For: ARTICLE OF FOOTWEAR HAVING A)
SOLE STRUCTURE WITH ADJUSTABLE)
CHARACTERISTICS)

INFORMATION DISCLOSURE STATEMENT

Mail Stop PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

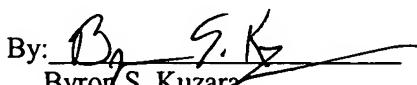
Pursuant to the duty of disclosure set forth in 37 C.F.R. §1.56(a), applicants bring the documents listed on the attached PTO-1449 form to the attention of the Examiner in the above-identified patent application and respectfully request that the Examiner consider these documents. A copy of each "Foreign Patent Document" and "Other Document" listed on Form PTO-1449 is enclosed herewith.

This Information Disclosure Statement is being filed with the above application and, therefore, neither a certification under 37 C.F.R. §1.97(e) nor a fee under 37 C.F.R. §1.17(p) is required. Should a fee be deemed necessary for consideration of this Information Disclosure Statement, however, the Commissioner is authorized to debit deposit account number 19-0733.

Applicant respectfully requests that the documents cited on the attached PTO-1449 form be made officially of record, and that a listing of the documents appear on the face of any patent that may issue from this application.

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Dated: January 28, 2004

Respectfully submitted,

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FORM PTO-1449 US DEPARTMENT OF COMMERCE (Rev. 2-32) PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE BY APPLICANT (Use several sheets if necessary)		ATTY. DOCKET NO.	SERIAL NO.
		005127.00282	
		APPLICANT Patricia L. Smaldone et al.	
FILING DATE	GROUP		
January 28, 2004			

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		D298,583	11/22/1988	Yung-Mao			
		D315,634	03/26/1991	Yung-Mao			
		D433,216	11/07/2000	Avar et al.			
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FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES : NO :
	465.267	4/1914	France			: x
	1.227.420	4/1960	France			: x
	2 556 188	6/1985	France			x (Abstract only)
	806 647	2/1949	Germany			: x
	1 485 654	1/1965	Germany			: x
	3400997	7/1985	Germany			: x
	2 032 761	5/1980	United Kingdom			:
	2 173 987 A	10/1986	United Kingdom			:
	146188	11/1990	Japan			: x
	1526637 A1	12/1989	Soviet Union			: x
	21,594	7/1903	Great Britain			:
	7163	10/1906	Great Britain			:
	570 130	9/1974	Switzerland			: x
	1 036 287	1/1997	Spain			: x
	2 080 933	1/1990	Spain			: x

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

		Article entitled "Hoop Dreams" (Applicant does not know the date of publication; however, it is believed that the publication date for this reference is at least one year prior to the January 8, 2003 filing date for the present application), 1 page
		Advertisement for Aura "Introducing the exciting new performance driven 2001 Aura," 1 page
		Web page translation using babelfish, entitled "The tennis shoe with the motivating force" (Applicant does not know the date of publication; however, it is believed that the publication date for this reference is at least one year prior to the January 8, 2003 filing date for the present application), 2 pages
		FWN, Vol. 46, No. 38, September 17, 1990, "Marco Scatena puts spring in Athlon wearers' control," 1 page
		Spring- and Shock Absorber Bearing Spring Elements Springing Comfort with High Damping (Applicant does not know the date of publication; however, it is believed that the publication date for this reference is at least one year prior to the January 8, 2003 filing date for the present application), 3 pages
		Activ Power Spring System catalog, front and back pages with English translation of back page, 3 pages

EXAMINER	DATE CONSIDERED
EXAMINER: Initial citation if reference was considered. Draw line through citation if not in conformance to MPEP 609 and not considered. Include copy of this form with next communication to applicant.	